

1 Hon. Benjamin H. Settle  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

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10 CITY OF SEATTLE, CITY OF NEW YORK,  
11 CITY OF PORTLAND

12 Plaintiffs,

13 vs.

14 DONALD J. TRUMP, in his official capacity  
15 as PRESIDENT OF THE UNITED STATES;  
16 JEFFERSON B. SESSIONS, III, in his  
17 official capacity as ATTORNEY GENERAL;  
and JOHN F. KELLY, in his official capacity  
as SECRETARY OF HOMELAND  
SECURITY,

18 Defendants.

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20 No. 2:20-cv-1560 BHS

21 NOTICE OF VOLUNTARY DISMISSAL

22 This is a civil action brought by three municipal Plaintiffs, City of Seattle, City of New York,  
23 and the City of Portland, to challenge a September 2, 2020 presidential memorandum issued by then-  
President Trump. The September 2 Presidential Memorandum directed various branches of the  
federal government to take action to identify, and subsequently withhold federal funding to the full

NOTICE OF VOLUNTARY DISMISSAL - 1 (20-cv-1560 BHS)

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1 extent possible, any jurisdictions which were deemed to have failed to properly address local law  
2 enforcement issues. In a subsequent September 25, 2020 Department of Justice memorandum, the  
3 Plaintiffs were designated as so-called anarchist jurisdictions. The Plaintiffs subsequently filed this  
4 civil action, as the two memorandums violated the Administrative Procedures Act, multiple parts of  
5 the Constitution, and common sense, as fully explained in Dkt 1, the Complaint.

6 As outlined in Dkt. 18, both memorandums have now been rescinded pursuant to a February  
7 24, 2021 Executive Order issued by President Biden. Based on the rescission, the claims set forth in  
8 the Complaint have now been satisfied and resolved. Accordingly, pursuant to Rule 41(a)(1)(i) of the  
9 Federal Rules of Civil Procedure, Plaintiffs hereby gives notice of the voluntary dismissal of the  
10 Complaint.

11 Respectfully submitted,

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23 *Attorneys for Plaintiff the City of Portland, Oregon*

## ORDER

THIS MATTER having come before this court upon the foregoing notice of the plaintiffs hereto, and it appearing to the court that this matter has been fully settled and compromised as between the plaintiffs and the defendants, and the court being fully advised in the premises, now, therefore, it is hereby,

ORDERED, ADJUDGED AND DECREED that this matter is hereby DISMISSED with prejudice and without costs or attorneys' fees.

DONE this \_\_\_\_ day of March, 2021.

## Honorable Benjamin H. Settle